

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**May 12, 2006**

**DIVISION FOUR**

Court convened at 9:00 A.M.

Present: Epstein, P.J., Willhite, J., Hastings, J. (Assigned) and V. Guzman, Deputy Clerk.

Each of the following:

B174996	People v. Vasquez
B185050	People v. Duran
B186337	DCFS v. Panfila G. and Joseph M.
B189786	Jeffery H. and Erica H. v. SCLA (DCFS)
B182751	People v. Marco B.
B180935	People v. Phanniphon
B186556	People v. Simental
B183154	People v. Ko

Argument waived, cause submitted.

B184620	All Fresh Produce
	v.
	Hartford Fire Insurance Company

Merits:

Argued by Steven W. Murray for appellant and by Andrew D. Kehagiaras for respondent. Cause submitted.

DIVISION FOUR (Continued)

B186222     Pinedo et al.  
              v.  
              Pinedo et al.

Merits:

Argued by Richard A. Marcus for appellants and by Martin E. Stearn for respondents. Cause submitted.

B183477     Gorham Company  
              v.  
              First Financial Insurance Company

Merits:

Argued by Lawrence R. Greenberg for appellant and by Spencer A. Schneider for respondent. Cause submitted.

B179260     Nelson  
              v.  
              Lowe

Merits:

Argued by Patricia J. Barry for appellant and by Stuart L. Olster for respondent. Cause submitted.

B186446     Karlsen  
              v.  
              SCLA  
              Cannonball Acquisitions et al.

Merits:

Argued by Hillel Chodos for petitioner and by Robert L. Gallant for real party in interest. Cause submitted.

DIVISION FOUR (Continued)

B181202      Bellini's Food Corporation  
                 v.  
                 Restaurant Kitchen Services & Consulting, LTD.

Merits:  
Argued by Hugh Balsam for appellants and by Mark Robbins for  
respondents. Cause submitted.

Court in recess.

Court reconvened at 1:30 P.M.

Present: Epstein, P.J., Willhite, J., Hastings, J. (Assigned) and V. Guzman, Deputy  
Clerk.

B185968      Fossaceca  
                 v.  
                 Health Net of California et al.

Merits:  
Argued by Timothy J. Morris for appellant and by Thomas M. Peterson for  
respondents. Cause submitted.

B183518      Deravanessian et al.  
                 v.  
                 Berjikian et al.

Merits:  
Argued by John M. Guerro for appellants and by Terence M. Sternberg for  
respondent. Cause submitted.

## DIVISION FOUR (Continued)

B183118      Moon  
v.  
McFarland et al.

Merits:  
Argued by A.D. Moon in propria persona and by John M. Williams, Jr. for respondents. Cause submitted.

B179923      Markowitz  
v.  
Fidelity National Title Company

Merits:  
Argued by Gary G. Kuist for appellant and by Lori C. Hershorin for respondent. Cause submitted.

Court adjourned.

B186923      7-Eleven, Inc.  
v.  
Superior Court, Los Angeles County  
(Department of Alcoholic Beverage Control, r.p.i.)

Filed order denying petition for rehearing.

DIVISION FIVE

B186658      People                                  (Not for Publication)  
v.  
Maurice Hudson

The judgment is affirmed.

Mosk, J.

We concur:   Turner, P.J.  
                      Armstrong, J.

DIVISION FIVE (Continued)

B185785      Playa Phase 1 Commercial Land Company, LLC      (Not for Publication)  
v.  
PVEMTD Commercial, LLC

The order denying the petition to compel arbitration is affirmed. The petition for writ of mandate is denied. Plaintiff, Playa Phase 1 Commercial Land Company, LLC is awarded its costs from defendant, PVEMTD Commercial, LLC.

Turner, P.J.

We concur:    Armstrong, J.  
                  Kriegler, J.

B182315      Rifaat Salem et al                      (Not for Publication)  
v.  
State Farm General Insurance Company

The judgment is affirmed. Defendant, State Farm General insurance Company is to recover its costs incurred on appeal from plaintiffs, Rifaat and Linda Salem.

Turner, P.J.

I concur:      Kriegler, J.  
I dissent:      Mosk, J. (Opinion)

May 12, 2006 (Continued)

DIVISION EIGHT

[illegible]

This case is remanded for resentencing, so that the trial court will exercise its discretion to determine whether or not there is a basis for striking count 2. In all other respects, the judgment is affirmed.

Flier, J.

We concur: Cooper, P.J.  
Flier, J.